(17)

HIGH COURT OF CHHATTISGARH AT BILASPUR
W.P. (S) No. 4088 of 2005

Petitioner — Bhuneshwer Gavel, Village Assistant (Under Suspension) Janpad Panchayat, Kharasia, District- Raigarh (C.G.)

Versus

Respondent
1. State of Chhattisgarh, through the Secretary, Panchayat and Rural Development Department, Mantralaya, Raipur, District - Raipur (C.G.)
2. Chief Executive Officer, District Panchayat, Raigarh, District – Raigarh (C.G.)
3. Chief Executive Officer, Janpad Panchayat, Kharasia, District- Raigarh (C.G.).

SB: Hon'ble Mr. Justice Satish K. Agnihotri, J

Shri K. K. Shukla, Advocate for the petitioner.
Shri Sushil Dubey, Govt. Advocate for the respondents

ORDER

(Passed on this 20th day of March, 2007)

The following order of the Court is passed by Satish K. Agnihotri, J.

1. The petitioner has filed this petition challenging the transfer order dated 14.9.2001, on the ground that during the suspension period he cannot be transferred. By virtue of the interim stay granted by the Madhya Pradesh Administrative Tribunal at Raipur the petitioner is continuing at the original place of posting.
2. Be that as it may, with the passage of time this petition has become infructuous as period of transfer is not applicable forever. At this point of time there is no question to examine the validity of the transfer order. However, the respondents are at liberty to pass appropriate orders keeping in view the public interest and administrative exigency, without insisting on compliance of the impugned transfer order.
3. In view of the above, this petition stands disposed of. No order as to costs.

Thakur

Sd/-
Satish K. Agnihotri
Judge